THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.23060 OF 2005

DATED:2.11.2005

Between:

M/s. Sai Ladshmi Metal Industries

Rep. by its Managing Partner

K.Ramakrishna Rao

S/o.K.Ranga Rao, R/o.H.No.8-94/6

Aravind Nagar, Jagityal,

Karimnagar District

…Petitioner

And

The Government of Andhra Pradesh, rep. by

Its Secretary, Industries & Commerce Department

Secretariat Buildings, Hyderabad and others

…Respondents

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ORDER:

The petitioner was granted quarry lease for rough stone by proceedings dt.24.11.1998 in respect of the land admeasuring 1.618 hectares in S.No.107/1 of Mothe Village, Jagityal Mandal, Karimnagar District. By proceedings dt.16.8.2005, the second respondent called upon the petitioner to pay a sum of Rs.5,18,400/- being the seigniorage fee and penalty for alleged extraction of mineral in the adjoining area which was not leased out. The petitioner submitted a revision petition before the first respondent on 12.9.2005 and also moved necessary application for stay, in vain. In the meanwhile, the petitioner also approached the third respondent for permits to transport the extracted mineral, which was refused. Therefore, present Writ Petition is filed seeking a declaration that the action of the first respondent in not

disposing of the revision petition is illegal, and for a consequential direction to third respondent to issue permits to the petitioner.

After hearing the learned counsel for the petitioner, Ms.N.Shoba, and learned Assistant Government Pleader for Industries, this Court is of considered opinion that the grievance of the petitioner can be sufficiently redressed by directing first respondent to dispose of the revision filed by the petitioner on 12.9.2005 within a period of one month from today. If the revision is not disposed of within the said time, it shall be open to the petitioner to approach the third respondent again for permits to transport the mineral provided such mineral is extracted from the land leased out to the petitioner.

The Writ Petition with the above observations and directions is accordingly disposed of.

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(V.V.S.RAO, J)

2.11.2005

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